

**FARRIS MATHEWS BRANAN
BOBANGO HELLEN & DUNLAP PLC**

ATTORNEYS AT LAW

2004 MAR 31 AM 10:01

MEMPHIS DOWNTOWN
One Commerce Square, Suite 2000
Memphis, Tennessee 38103
Telephone 901-259-7100
Facsimile 901-259-7150

HISTORIC CASTNER-KNOTT BUILDING
618 CHURCH STREET, SUITE 300
NASHVILLE, TN 37219

(615) 726-1200 telephone
(615) 726-1776 facsimile

MEMPHIS EAST
1100 Ridgeway Loop Road, Suite 400
Memphis, Tennessee 38120
Telephone 901-259-7120
Facsimile 901-259-7180

Charles B. Welch, Jr
cwelch@farrismathews.com

Reply to
Nashville Office

March 30, 2004

Chairman Deborah Taylor Tate
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

RE: IRM Utility, Inc. Petition to amend Certificate of Convenience and Necessity

04-00101

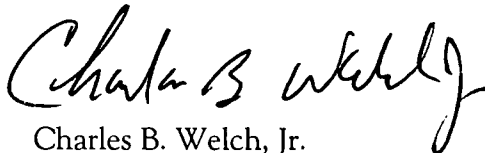
Dear Chairman Tate:

Please find enclosed an original and 14 copies of the above referenced petition. IRM Utility, Inc. desires to expand its services area to include a portion of Roane County, Tennessee known as Emory Pointe. I have enclosed our firm check in the amount of \$25.00 to cover the filing fee. Please date and stamp a copy for our records.

Thank you for your assistance regarding this matter. If you have any questions, or if I may be of further assistance, please do not hesitate to contact me.

Very truly yours,

FARRIS MATHEWS BRANAN
BOBANGO HELLEN & DUNLAP, PLC



Charles B. Welch, Jr.

CBW/ale

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:

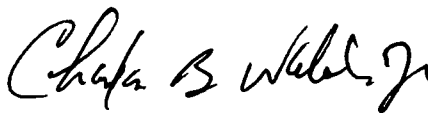
PETITION OF INTEGRATED RESOURCE)	
MANAGEMENT UTILITY, INC.)	
TO AMEND ITS CERTIFICATE OF)	Docket No. _____
CONVENIENCE AND NECESSITY)	

**PETITION OF IRM UTILITY, INC. TO AMEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY**

IRM Utility, Inc. ("IRM") petitions the Tennessee Regulatory Authority ("TRA") to amend its service area to include a portion of Roane County known as Emory Pointe. Said area is platted and recorded in the Roane County Court House. The City of Harriman (Harriman Utility District), the Cumberland Utility District nor the City of Kingston has the desire to own, operate or provide wastewater treatment services to this area. (See attached letters.)

The proposed service area is shown in Exhibit A

Respectfully submitted,
FARRIS MATHEWS BRANAN
BOBANGO HELLEN & DUNLAP, PLC



Charles B. Welch, Jr.
618 Church Street, Suite 300
Nashville, TN 37219
(615) 726-1200 Telephone
(615) 726-1776 Facsimile

CBW/ale

RATE ESTMATES AND HOW THEY WERE DETERMINED

Residential Sewer Rate For Emory Pointe Roane County

System Expenses

Collection System Maintenance and Operation	\$8.25
Operator Management Fee	\$1 52
Drip Field and Related Disposal System	\$1 67
Treatment System Costs	\$4 23
Preventive Maintenance	\$1.03
Miscellaneous & Contingencies	<u>\$1.70</u>
Subtotal	\$18.40

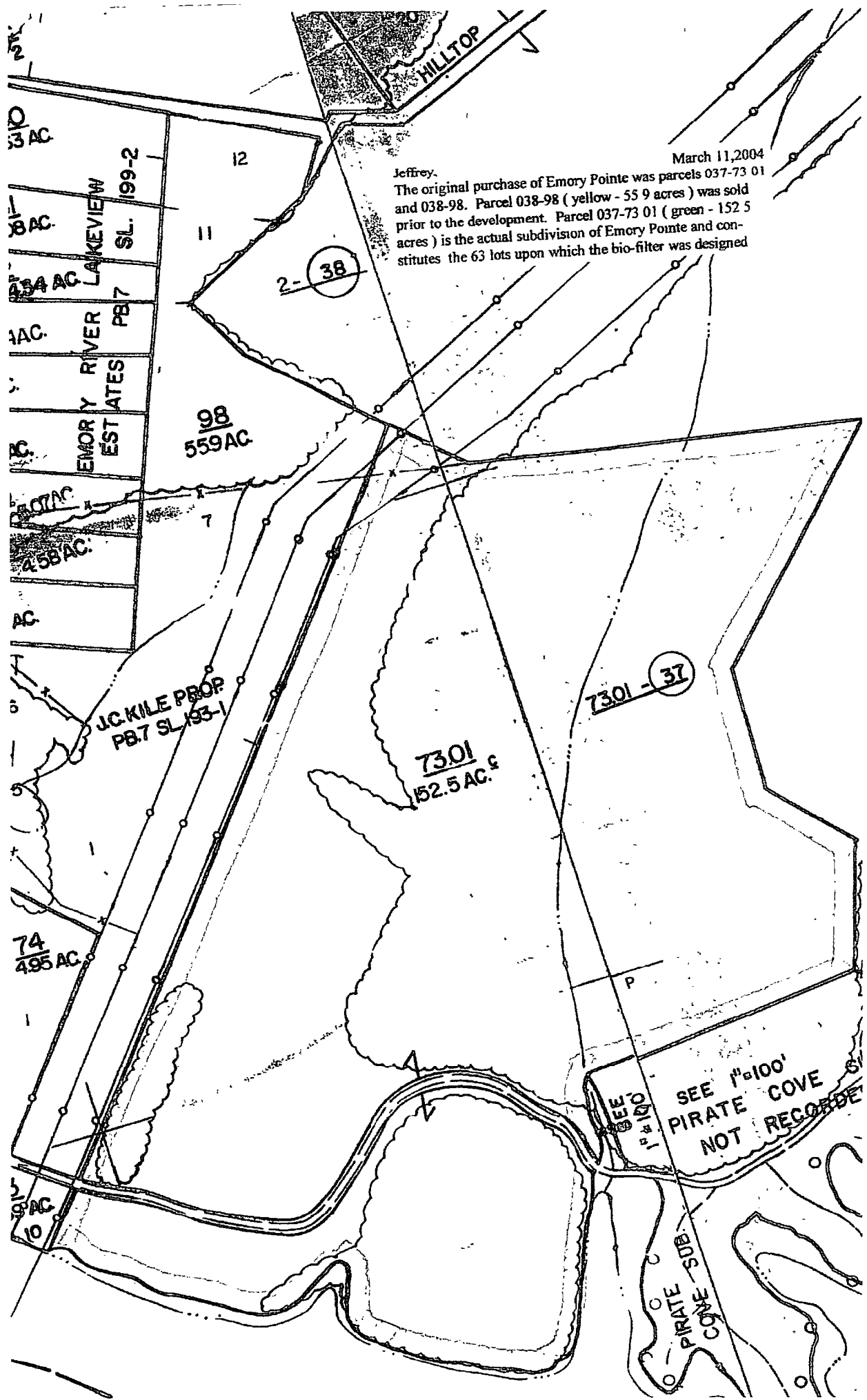
Administrative Expenses

Billing and Collection Costs	\$1.95
Monitoring & Analytical Costs -- As Required by Permit (TDEC)	\$6.35
Bonding Cost	\$1 60
Corporate Management	\$1.90
Professional Services (Accounting, Legal, etc.)	<u>\$0.65</u>
Subtotal	\$12.45

Taxes & Fees

Electricity-Utilities	\$0 20
Franchise -- Excise Taxes -- Utility Company	\$1.02
Federal Taxes	\$1.24
Public Utility Ad Valorem Tax	\$1.05
State of Tennessee Department of Environment Annual Fee	<u>\$0 59</u>
Subtotal	\$4 10

Total **\$34 95**



Jeffrey.

March 11, 2004

The original purchase of Emory Pointe was parcels 037-73 01 and 038-98. Parcel 038-98 (yellow - 55.9 acres) was sold prior to the development. Parcel 037-73 01 (green - 152.5 acres) is the actual subdivision of Emory Pointe and constitutes the 63 lots upon which the bio-filter was designed

SEE 1"=100'
PIRATE COVE
NOT RECORDED



February 1, 2002

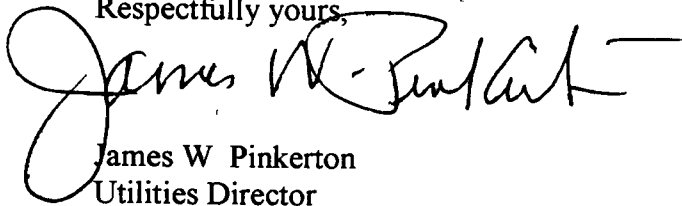
Jeff Howard
621 Emory River Rd.
Harriman, TN 37748

Dear Mr Howard:

Subject: Emory Pointe Subdivision

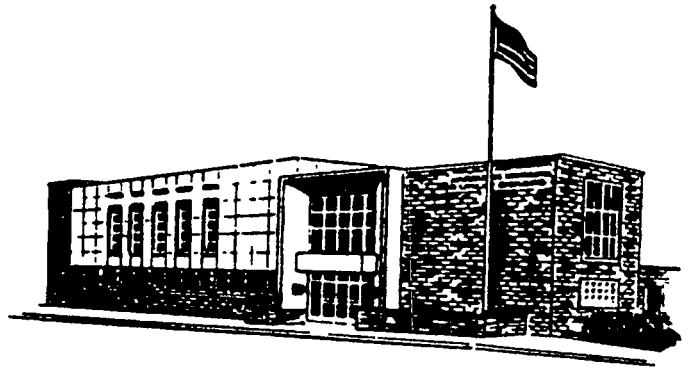
It was a pleasure meeting with you today. As I indicated, I do not believe the City of Kingston would be interested in owning or operating your proposed wastewater facilities for the subject subdivision.

Respectfully yours,

A handwritten signature in black ink, appearing to read 'James W. Pinkerton'. The signature is written in a cursive style with a large, looping initial 'J' and a horizontal line at the end.

James W Pinkerton
Utilities Director

HARRIMAN UTILITY BOARD
P. O. BOX 434 300 ROANE STREET
HARRIMAN, TENNESSEE 37748
882-3242 882-3243



RICHARD A. HALL, Manager
CHUCK FLORA, Asst. Manager

December 20, 2001
Jeff Howard
Emory Point Development
Kingston, TN

Jeff,

Thank you for considering Harriman Utility Board in your wastewater treatment plans for Emory Point. Although we are interested in expanding our service, your development presents legal and operational problems that are too difficult to overcome at this time.

Therefore, Harriman Utility Board declines your offer to take over wastewater operations for the Emory Point Development.

Respectfully,

A handwritten signature in black ink, appearing to read 'James Burnham'. The signature is stylized with a large, sweeping initial 'J' and 'B'.

James Burnham
Civil and environmental engineer, and
Director of gas, water, and sewer operations.
(865) 882-3242 ext. 249



***CUMBERLAND UTILITY DISTRICT
OF***

DR. JACKIE JACKSON
Chairman
CHARLES W. JENKINS
Secretary

ROANE AND MORGAN COUNTIES
P.O. Box 950, Hwy. 61
Harriman, TN 37748
Phone (865)882-0395
Fax (865)882-2517

S.S. CRASS, JR.
Treasurer
EDWARD E. ROBERTS
General Manager

January 29, 2002

Jeff Howard
621 Emory River Rd
Harriman, TN 37748

Dear Mr. Howard

Please be advised that Cumberland Utility District is not interested in maintaining the sewer package plant for the subdivision under development by you on Emory River Rd.

Sincerely,

Ed Roberts
General Manager